

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BEAU EZEKIEL BROWN,

Petitioner,

vs.

DIRECTOR, N.D.O.C., *et al.*,

Respondents.

Case No. 2:11-cv-00790-KJD-NJK

ORDER

This action is a petition, filed through counsel, for a writ of habeas corpus pursuant to 28 U.S.C. § 2254.

On January 25, 2013, this court granted a stay and administratively closed petitioner's federal habeas corpus action so that he could exhaust certain grounds in his amended petition (ECF #35).

Petitioner's further state-court proceedings have concluded, and petitioner has now returned to this court seeking to reopen this case (ECF #39). Petitioner has filed supplemental exhibits in support of the motion to reopen the case and in support of his first amended petition (ECF #40). Petitioner asks that the supplemental exhibits be linked to his first amended petition at ECF #15, as petitioner apparently wishes to proceed on the amended petition already on file with the court. Good cause appearing, this action is reopened and the court now sets a further briefing schedule.

IT IS THEREFORE ORDERED that petitioner's motion to reopen this action (ECF #39) is **GRANTED**.

1 **IT IS FURTHER ORDERED** that, as the stay is lifted by this order, the Clerk shall **REOPEN**
2 **THE FILE** in this action.

3 **IT IS FURTHER ORDERED** that the supplemental exhibits filed at ECF #40 are
4 **ACCEPTED** as supplemental exhibits to the first amended petition (ECF #15). The Clerk of Court
5 **SHALL LINK** the supplemental exhibits (ECF #40) to the first amended petition (ECF #15) on the
6 CM/ECF docket in this action.

7 **IT IS FURTHER ORDERED** that respondents shall have **forty-five (45)** days following the
8 date of entry of this order within which to answer, or otherwise respond to, the first amended petition
9 (ECF #15).

10 **IT IS FURTHER ORDERED** that petitioner shall have **forty-five (45) days** following service
11 of the answer to **FILE AND SERVE** a reply brief. If a dispositive motion is filed in response to the
12 first amended petition, the parties shall brief the motion in accordance with Local Rule 7-2.

13 **IT IS FURTHER ORDERED** that the parties **SHALL SEND** courtesy (paper) copies of any
14 further exhibits filed in this action to the **Reno** Division of this Court. Courtesy copies shall be mailed
15 to the Clerk of Court, 400 S. Virginia St., Reno, NV, 89501, and directed to the attention of "Staff
16 Attorney" on the outside of the mailing address label.

17 Dated this 3 day of February, 2015.

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UNITED STATES DISTRICT JUDGE